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AGREEMENT

Made this 26 day of June 2002, by and between Pennsylvania Ave., Inc, t/a Pennsylvania Avenue, (the Applicant), and Advisory Neighborhood Commission 6B, (the ANC).

WITNESSETH

WHEREAS, Applicant's application for a Retailers' Class B license for premises, 1501 Pennsylvania Ave., SE, ABC Application #624, is now pending before the District of Columbia Alcoholic Beverage Control Board (ABC); and,

WHEREAS, the premises is within the boundaries of the ANC; and,

WHEREAS, the parties desire to enter into an agreement governing certain understandings regarding the issue of a Retailers' Class B Liquor License at the subject premises; and,

WHEREAS, ANC 6B finds that the sale of single containers of beer, of 40 ounces or less ("singles"), is associated with alcoholism, the illegal public consumption of alcohol, which, in turn, is associated with violence and other harmful and offensive behavior, including aggressive panhandling, and with the accumulation of destructive and publicly costly trash and litter;

NOW, THEREFORE, the parties agree as follows:



1. Applicant will prohibit and prevent loitering and panhandling within 100 feet of the establishment by:
  - a. maintaining a "No Loitering/No Panhandling" sign on the outside of the establishment; and,
  - b. posting a sign inside the establishment requesting customers not to contribute to panhandlers; and,
  - c. asking loiterers to move on whenever they are observed outside the establishment; and,
  - d. calling the MPD to remove the loiterers if they refuse Applicant's request to move on; and,
  - e. keeping a written record of dates and times when the MPD is called for assistance; and,
  - f. not installing an outdoor payphone outside the establishment, and by opposing the efforts of any other party to install an outdoor payphone on or adjacent to the establishment.
2. Applicant will maintain the public space adjacent to the establishment in a clean and litter-free condition by:
  - a. picking up trash, including beverage bottles and cans, on a daily basis, or more often if needed.
  - b. sweeping the outside of the establishment on a daily basis, or more often if needed.

3. Applicant will not sell or provide cups or single servings of ice.
4. Applicant will maintain the interior and exterior in a clean, well-painted and graffiti-free condition.
5. Applicant will participate in an ABC Board-approved course in alcoholic beverage sales management.
6. Applicant agrees to sell single containers of beer of 40 or fewer ounces ("singles") only in clear or translucent plastic bags.
7. Applicant will sell goods which reflect the community's needs - including but not limited to grocery products, fresh foods, dairy products and household products. Applicant will de-emphasize alcoholic beverages, tobacco products, sweets and snacks.
8. In consideration of, and reliance upon, the commitments reflected in above paragraphs, the ANC withdraws its protest to the applicant's pending license application.
9. The parties further agree that any failure of Applicant to adhere to the foregoing commitment would constitute grounds for the ANC to petition the ABC Board for issuance of an order to show cause pursuant to 23 D.C.M.R. 1513.5.

IN WITNESS WHEREOF, the parties have affixed hereto their hands and seals.

APPLICANT:

ANC 6B:

By:  By:   
PRESIDENT, PA, AVE. MARKETING Kenan P. Jarboe  
Chair, ANC 6B

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VOLUNTARY AGREEMENT REGARDING  
C & C BUSINESS ENTERPRISES, INC.

COME NOW C & C BUSINESS ENTERPRISES, INC. (a District of Columbia corporation) and T. CARLTON RICHARDSON, ESQUIRE, who make the following Voluntary Agreement:

WHEREAS, the aforesaid C & C Business Enterprises, Inc. (hereinafter referred to as "Licensee") owns and operates the business known as CAPITOL HILL MARKET at 1501 Pennsylvania Avenue, S. E., Washington, D. C., 20003, and is the holder of a Retailer Class "B" ABC License; and

WHEREAS, the aforesaid T. Carlton Richardson, Esquire (hereinafter referred to as "Protestant") is a resident of the immediate neighborhood in which the aforesaid business operates and he has protested the renewal of the Retailer Class "B" License to the Licensee; and

WHEREAS, the parties have agreed to certain matters and in consideration for which the Protestant hereby withdraws his protest;

NOW, THEREFORE, the Parties agree as follows:

1.) The Licensee shall pick up the trash accumulated on the sidewalks and adjacent areas from the corner of Pennsylvania Avenue, S. E., and 15th Street, S. E., to the tree

situated at 1507 Pennsylvania Avenue, S. E., and to the end of its property line on the 15th Street side. The trash shall be picked up at the start of business each day and on at least two (2) other occasions at intermittent intervals each day.

2.) The Licensee shall maintain the "planting areas" in front of and to the side of its building. The areas shall be mulched and planted to conform to the practices of the neighboring property owners.

3.) The Licensee shall discourage its customers from congregating in front of and to the side of its business premises.

DATED: SEPTEMBER 30<sup>TH</sup>, 1994.

C & C BUSINESS ASSOCIATES, INC.

BY: *Steven M. Cho*  
PRESIDENT

*T. Carlton Richardson*  
T. CARLTON RICHARDSON

BEFORE  
THE DISTRICT OF COLUMBIA  
ALCOHOLIC BEVERAGE CONTROL BOARD

In the Matter of: )

Pennsylvania Avenue Market, Inc. )  
t/a Pennsylvania Avenue Market )

Application for a Retailer's Class )  
B License (renewal) )  
at premises )

1501 Pennsylvania Avenue, S.E.. )  
Washington, D.C. )

Application no. 624  
2002-209

Kenan Jarboe, Chairperson, on behalf of the Advisory Neighborhood Commission 6B,  
and Steve Chong, President, on behalf of the Applicant, Signatories

BEFORE: Roderic L. Woodson, Esquire, Chair  
Vera Abbott, Member  
Charles Burger, Member  
Laurie Collins, Member  
Judy Moy, Member  
Ellen Oppen-Weiner, Esquire, Member  
Audrey Thompson, Member

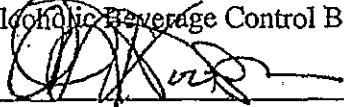
ORDER ON VOLUNTARY AGREEMENT


This matter came before the Board for approval on July 3, 2002. The signatories to the attached voluntary agreement dated June 26, 2002, submitted the agreement to the Board in accordance with 23 DCMR Section 1513 (June 1997).

Having determined that the agreement complies with all applicable laws and regulations and the applicant qualifies for licensure, the Board does hereby this 24 day of July 2002, **APPROVE** the license application conditioned on the applicant's compliance with the terms of the voluntary agreement and **INCORPORATE** the text of the same into the Order.

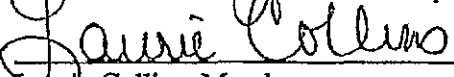
Pennsylvania Avenue Market, Inc.  
t/a Pennsylvania Avenue Market  
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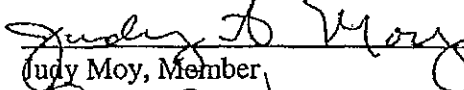
District of Columbia  
Alcoholic Beverage Control Board


  
Roderic L. Woodson, Esquire, Chair


  
Vera Abbott, Member

  
Charles Burger, Member

  
Laurie Collins, Member

  
Judy Moy, Member

  
Ellen Oppenheimer, Esquire, Member

  
Audrey E. Thompson, Member

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PRESIDENT

*T. Carlton Richardson*  
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